

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GREGORY McNEILL and WILMA  
ARMER, individually and on behalf of all  
others similarly situated

Plaintiffs,

v.

OPENMARKET, INC., SPRINT  
SPECTRUM, L.P., and NEXTEL WEST  
CORPORATION,

Defendants.

No. C 08-1731 RSL

**[Proposed] ORDER GRANTING  
STIPULATED REQUEST TO  
CONTINUE TO STAY PROCEEDINGS  
PENDING SETTLEMENT**

The Court, having considered the Plaintiffs' and Defendant OpenMarket's Stipulated Request to Continue to Stay Proceedings Pending Settlement, and being otherwise duly informed, hereby ORDERS as follows:

1. Plaintiffs' and OpenMarket's stipulated request to stay these proceedings (except as noted) and all aspects of Plaintiffs' case against Defendants, including the obligation to engage in merits and class based discovery, as well as respond to any pending motions, is hereby GRANTED;

2. All aspects of Plaintiffs' case against Defendants are hereby STAYED for an additional sixty (60) days, through and including May 31, 2010;

3. The stay shall not apply with respect to the cross claims between Sprint and OpenMarket;

4. Plaintiffs and OpenMarket shall apprise the Court of the progress of the settlement between Plaintiffs and Defendant OpenMarket by June 1, 2010.

**IT IS SO ORDERED.**

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

HONORABLE ROBERT S. LASNIK  
UNITED STATES DISTRICT JUDGE

Presented by:

s/ Cliff Cantor, WSBA # 17893  
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